

**BROWN & GROPPER, LLP**  
**Lawrence R. Lonergan, Esq. (LL-4744)**  
**Of Counsel**  
**275 Seventh Avenue, 25<sup>th</sup> Floor**  
**New York, NY 10001**  
**(212) 366-4600**  
**LLonergan1@aol.com**

**Attorneys for Defendants**

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

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<b>MASON TENDERS DISCTRICK COUNCIL</b>	:	
<b>WELFARE FUND, PENSION FUND, ANNUITY</b>	:	
<b>FUND, and TRAINING PROGRAM FUND, and</b>	:	<b>08 Civ. 03350 (DAB)</b>
<b>JOHN J. VIRGA, in his fiduciary capacity as Director,</b>	:	
	:	
<b>Plaintiffs,</b>	:	
	:	
<b>- against -</b>	:	<b>RULE 7.1</b>
	:	<b><u>STATEMENT</u></b>
<b>TRI M CONSTRUCTION MANAGEMENT CORP.</b>	:	
<b>and MICHAEL MCMAHON,</b>	:	
	:	
<b>Defendants.</b>	:	
-----X		

Defendant TRI M CONSTRUCTION MANAGEMENT CORP., by its undersigned attorney, pursuant to Fed. R. Civ. P. 7.1 hereby identifies any parent corporation and any publicly held corporation that owns 10% or more of its stock or states that there is no such corporation:

1. There is no such corporation.

Dated: June 11, 2008  
New York, New York

**BROWN & GROPPER, LLP**  
**Attorneys for Defendants**

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**GORLICK, KRAVITZ & LISTHAUS, P.C.**  
**Michael J. Vollbrecht, Esq.**  
**17 State Street, 4<sup>th</sup> Floor**  
**New York, NY 10004**  
**(212) 269-2500**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Rule 7.1 Statement was caused to be served upon GORLICK, KRAVITZ & LISTHAUS, P.C., attorneys for Plaintiff, 17 State Street, 4<sup>th</sup> Floor, New York, NY 10004 enclosing said documents in a postpaid sealed wrapper properly addressed to said attorneys and depositing same in an official depository under exclusive care and custody of the United States Postal Service within New York State, this 10<sup>th</sup> day of June, 2008.

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Lawrence R. Lonergan [LL-4744]